

Governor's Military Affairs Commission Special Meeting  
(Via Teleconference)  
February 15, 2008  
8:00 am

Minutes

**Call to Order:**

GMAC Co-Chair Lisa Atkins, called the meeting to order at 8:02 am. Co-Chair Atkins explained the purpose of the special meeting was to consider communication received in response to the Commission's question of September 27, 2007 to the office of the Attorney General regarding ancillary military facilities.

**Roll Call:**

**Commissioners Present:**

Lisa Atkins, Co-Chair, West Valley  
Thomas Finnegan, Co-Chair, Ft. Huachuca 50  
Representative John Nelson, Arizona House of Representatives  
Mayor James Cavanaugh, City of Goodyear  
Mayor Robert Walkup, City of Tucson  
Michael Francis, West Valley Community Action Coalition  
Robert Johnston, Lt. Gen., USMC (Ret.), Tucson  
Monsignor Richard O'Keeffe, Yuma  
County Supervisor Sandie Smith, Pinal  
Priscilla Storm, Diamond Ventures, Tucson  
County Supervisor Lenore Stuart, Yuma

**Commissioners Absent:**

Thomas Browning, Brig. Gen., USAF (Ret.)  
Dr. William Carrell, Jr., Tucson  
Mayor Robert Strain, City of Sierra Vista  
Senator Thayer Verschoor, Senate

**Ex-Officio Members, Governor's Liaison and Staff Present:**

Anna Chavez, Military Policy Advisor, Office of the Governor  
Theresa Craig, Chief, Natural Resources Division, Office of the Attorney General  
Don Baier, Office of the Attorney General

**Executive Session:** By a unanimous roll call vote of all Commissioners participating in the teleconference, at 8:07 am, the Commission convened an Executive Session for consultation and legal advice with attorneys of the Governor's Military Affairs Commission regarding ancillary military facilities.

**Reconvene in Regular Session:** At 9:25am, a motion was made by Supervisor Stuart and seconded by Supervisor Smith to reconvene in regular session; the motion was adopted unanimously by roll call vote.

The Commissioners discussed the enforcing of compatible land uses for ancillary military facilities, particularly Luke AFB Aux 1 in Maricopa County. Among the concerns was the impact of Proposition 207 (2006) on any decisions which might be made by a County or the State in implementing and enforcing the statutory compatibility standards, and the impact of the enforcement on ongoing activities at other military

facilities in Arizona which are responding to and implementing the statutory requirement for compatible land uses.

With regard to the request made by Commissioner Browning to the Office of the Attorney General at the Commission's meeting on September 27, 2007, for a review of Maricopa County's inability to enforce compatible land uses according to the existing State statutes, a motion was made that the Commission adopt the position that A.R.S. §28-8481(P) does not include existing zoning and that a letter be drafted with the position and distributed to the military installations, the local and county governments in which those installations are located, the Arizona Department of Real Estate and the Arizona State Land Department. The motion was made by Commissioner Nelson and seconded by Commissioner Stuart. Commissioners Nelson, Smith, Stuart, Cavanaugh, Johnston, Finnegan, Walkup, O'Keefe and Atkins voted yes; Commissioners Storm and Francis voted no, and explained their votes noting that the original compatibility legislation was drafted with the understanding that existing zoning was to be valid and that changes in the County position on this matter may provoke a lawsuit.

**Future Meeting Date and Location:** Co-Chair Lisa Atkins provided the next scheduled meeting date of March 27, 2008 to be held in Yuma.

**Call to the Public:** There were no public comments.

**Adjournment:** Co-chair Lisa Atkins adjourned the meeting at 9:55am